

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

ILIFE TECHNOLOGIES, INC.,

Plaintiff,

v.

NINTENDO OF AMERICA INC.,

Defendant.

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**Civil Action No. 3:13-cv-04987-M**

**ILIFE’S RESPONSE TO NINTENDO OF AMERICA’S MOTION  
FOR PARTIAL SUMMARY JUDGMENT OF INVALIDITY  
UNDER 35 U.S.C. §§ 112 AND 101 AND FAILURE TO MARK**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure and Local Rule 56.4, Plaintiff iLife Technologies, Inc. (“iLife”) files this Response to Nintendo’s Motion for Partial Summary Judgment of Invalidity Under 35 U.S.C. §§ 112 and 101 and Failure to Mark [Doc. 223] (“Nintendo’s Motion for Partial Summary Judgment”).

This response is accompanied by iLife’s Brief in Opposition to Nintendo’s Motion for Partial Summary Judgment (the “accompanying brief”). Each of the matters required by Local Rule 56.4(a) is set forth in iLife’s accompanying brief, including the legal and factual grounds on which iLife relies, the existence of genuine issues of material fact, the citations to each page of the Appendix, and the reasons why summary judgment is improper.

Dated: June 26, 2017

Respectfully submitted,

/s/ Michael C. Wilson

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**ATTORNEYS FOR PLAINTIFF  
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**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this document has been served via the Court's CM/ECF, in accordance with the Federal Rules of Civil Procedure on June 26, 2017.

/s/ Michael C. Wilson

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